MULTIMEDIA UNIVERSITY

STUDENT ID NO

MULTIMEDIA UNIVERSITY

FINAL EXAMINATION

TRIMESTER 2, 2016 / 2017

PCC0012 – INTRODUCTION TO CRIMINAL AND CONSTITUTIONAL LAW

(All Sections / Groups)

28 February 2017
9.00 a.m. - 11.00 a.m.
(2 Hours)

INSTRUCTIONS TO STUDENT

1. This question paper consists of **TWO (2)** printed pages excluding the cover page.
2. Answer **ONE** question from Section A and **ALL** questions from Section B.
3. All answers should be written in the Answer Booklet.

SECTION A: ESSAY [40 MARKS]

Instruction: Answer **ONE** question only.

QUESTION 1 [40 marks]

A system in which the Executive and Legislature are "fused" is called parliamentary system and where the two branches are separated from each other is called the presidential system.

Discuss the application of democracy in Malaysia's parliamentary system. Support your answer with relevant authorities.

(40 marks)

QUESTION 2 [40 marks]

The functions of the Executive and Judiciary are based on the laws enacted by the Legislature. Laws must exist before a judgment can be given or before the executive can take action. As the Speaker of the House of Representative, you are invited to give a speech on the procedures involved in the formation of Malaysian legislation to a group of 250 students from Multimedia University during their visit to Parliament.

(40 marks)

Continued...

SECTION B: ESSAY [60 MARKS]

Instruction: Answer **ALL** questions.

QUESTION 3 [30 marks]

"The purpose of bail is to secure the attendance of an accused person at a certain day and place to answer the charge against him. It is not intended to be punitive and excessive bail ought not to be required..."

[*Zulkifflee bin Hj Hassan v Public Prosecutor (1987) 2 MLJ 527*]

By virtue of the above judgment, explain the differences betweeen bailable and non-bailable offences.

(30 marks)

QUESTION 4 [30 marks]

Article 10(1)(c) of the Federal Constitution states that all citizens have the right to form associations.

Discuss the scope and extent of this right and support your answer with relevant authorities.

(30 marks)

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